

UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF UTAH  
-----  
In re: J W SMITH  
PATRICIA SMITH  
JUN 2 12 29 PM '03  
4889 S 4380 W  
SALT LAKE CITY, UT 84118  
Debtor(s)  
**MAIL**

SMITH UT0486

In Proceedings for a Repayment  
Plan Under Chapter 13

Case No : 02-29654-GEC  
Tee Clm No: 5  
Amount : \$4,234.71

**JOINT NOTICE OF TRANSFER OF CLAIM PURSUANT TO  
FRBP RULE 3001(e)(2) AND WAIVER OF OPPORTUNITY TO OBJECT**

Providian National Bank (the "Seller/Transferor/Assignor") and eCAST Settlement Corporation (the "Purchaser/Transferee/Assignee") do hereby provide joint notice of the unconditional sale and transfer of all right, title, and interest in and to the Claims (as such is defined in the Credit Card Purchase and Sale Agreement dated September 20, 2002 by and between Seller/Transferor/Assignor and Purchaser/Transferee/Assignee) including the Claim referenced above (the "Bankruptcy Claim").

Pursuant to Bankruptcy Rule 3001(e)(2) and the foregoing assignment, the Purchaser/Transferee/Assignee hereby requests that it be immediately substituted upon the docketing of this Joint Notice of Transfer of Claim for the Seller/Transferor/Assignor as the record holder of the Bankruptcy Claim for all purposes in these proceedings. The Seller/Transferor/Assignor concurs with the request and, pursuant to the attached Waiver of Notice of Transfer of Claim, hereby informs the court that it waives its right to receive notice of the transfer and declines its opportunity to object under FRBP 3001(e)(2).

The original Proof of Claim may have been filed under the following name(s):  
FIRST DEPOSIT NATIONAL BANK

Dated: 03/05/2003

**SELLER/ASSIGNOR/TRANSFEROR:**  
Providian National Bank  
5040 Johnson Drive -Bldg A  
Pleasanton, CA 94588

Telephone: 800-266-5380

By: (SEE ATTACHED WAIVER)

**PURCHASER/ASSIGNEE/TRANSFeree:**  
eCAST Settlement Corporation  
P.O. Box 35480  
Newark, NJ 07193-5480

Telephone: 610-644-7800 (Servicer)  
Telecopy: 610-993-8493 (Servicer)

By: SHARON SINANAN, OFFICER  
KEVIN LEDERMAN, OFFICER  
TINA TOWNES, OFFICER  
ARLENE PARTAIN, OFFICER  
DINA ALCANTARA, OFFICER  
EDNA MALDONADO, OFFICER

(05)4031142700720852 PVN20074  
4031142700720852



0229654D11



Providian National Bank  
295 Main Street  
Tilton, NH 03276



(603) 266-4348

### WAIVER OF NOTICE OF TRANSFER OF CLAIM

Providian National Bank ("Transferor") has sold and assigned certain claims to eCAST Settlement Corporation ("Transferee"). Transferee is a corporation organized under the laws of the State of Delaware maintaining a place of business at 245 Park Avenue New York, New York. Said claims arise from consumer credit accounts issued to individuals who have filed petitions commencing cases under the Bankruptcy Code.

Proofs of claim with respect to the Accounts may have been filed under any of the following names:

Providian National Bank  
First Deposit National Bank  
Providian Bancorp Services

And other names listed in Attachment #1

Transferor consents to the attachment of a copy of this Waiver of Notice of Transfer of Claim to a Notice of Transfer of Claim filed by Transferee pursuant to Federal Rule of Bankruptcy Procedure 3001(c)(2). Transferor specifically waives the right to receive notice of and object to the filing of the Notice of Transfer of Claim. Transferor requests that Transferee be substituted for Transferor immediately upon the filing of the Notice of Transfer of Claim.

A copy of this Waiver shall have the same force and effect as the original.

IN WITNESS WHEREOF, Transferor has executed this Waiver under its corporate seal by and through its duly authorized officer this 29 day of May, 2001.

Dated: 5/29, 2001

TRANSFEROR  
PROVIDIAN NATIONAL BANK

By: Kirk Ingles  
Name: Kirk Ingles  
Title: Senior Vice President